

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 565E(a)(1), (2), (5), and (7), (b), (c), (d), (e), (g), (h), (i), (j), (k), (l), (m), (n), (o), (p), and (f)(1), the first sentence of (2), and (2)(i), (ii), and (iii).

Throughout subsection (f) of this section, reference to a "municipal" treasurer is added to conform to the reference to a "State, county or municipal agency" placing money in an account of the "government's treasurer".

Former Article 43, § 565E(a)(3), which defined "Department", is deleted as unnecessary in light of the definition of that term in § 1-101 of this article.

Former Article 43, § 565E(a)(4), which defined "personal representative", is deleted as unnecessary in light of the definition of that term in Article 1, § 5 of the Code.

Former Article 43, § 565E(a)(6), which defined "account", is deleted as unnecessary in light of the substantive requirements of this section.

The second sentence of former Article 43, § 565E(f)(2), which authorized a report to a local department of social services, is deleted as unnecessary.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the distinction between the penalties in subsection (o) of this section is unclear. Also, the General Assembly may wish to consider whether abuse of funds is covered by the general laws relating to theft.

Defined terms: "County" § 1-101
 "Hospital" § 19-301 "Related institution" § 19-301
 "Includes"/"including" § 1-101
 "Person" §§ 1-101 & 19-301

19-347. ABUSE PROHIBITED.

(A) DEFINITIONS.

(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (1) "ABUSE" MEANS CRUEL OR INHUMANE TREATMENT THAT CAUSES: